

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 ELIZABETH A JANOVICH,

11 Plaintiff,

12 v.

13 NANCY A. BERRYHILL, Deputy  
14 Commissioner of Social Security for  
Operations,

15 Defendant.

CASE NO. 3:18-CV-05223-JRC

ORDER GRANTING STIPULATED  
REMAND PURSUANT TO  
SENTENCE FOUR, 42.U.S.C. §  
405(g)

16 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local  
17 Magistrate Judge Rule MJR 13. (*See also* Consent to Proceed before a United States Magistrate  
18 Judge, Dkt. 2.) This matter is before the Court on defendant's stipulated motion to remand the  
19 matter to the Acting Commissioner for further consideration. (Dkt. 11.)

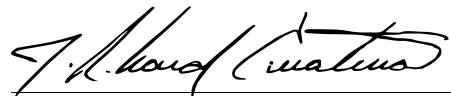
20 IT IS HEREBY ORDERED THAT following consideration of defendant's stipulated  
21 motion for remand, the Court grants the motion and REVERSES the Commissioner's decision in  
22 this matter and REMANDS the cause to the Commissioner for further administrative  
23 proceedings, a new hearing, and a new decision. *See Shalala v. Schaefer*, 509 U.S. 292 (1993).  
24

1 On remand, the Commissioner will offer plaintiff a new hearing with the opportunity to  
2 present additional evidence and testimony; reevaluate plaintiff's severe impairments at step two,  
3 including plaintiff's gastrointestinal disorders; reevaluate whether plaintiff met or equaled a  
4 listing at step three, addressing listing 5.08; reevaluate the medical opinion from Nicola Sarohia,  
5 M.D.; and as necessary, continue with the sequential evaluation process.

6 This case is being remanded pursuant to sentence four of 42 U.S.C. § 405(g).

7 The Clerk is directed to enter judgment in accordance with Fed. R. Civ. P. 58. The  
8 briefing schedule in this matter is vacated.

9 Dated this 1st day of August, 2018.

10 

11 J. Richard Creatura  
12 United States Magistrate Judge  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24